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Attorneys for Plaintiffs ASTERO, LLC, a New Jersey limited liability company, and ANDREA K. TANTAROS, an individual

**THE UNITED STATES DISTRICT COURT,
FOR THE DISTRICT OF NEW JERSEY**

ASTERO, LLC, a New Jersey limited liability company; ANDREA K. TANTAROS, an individual,

Plaintiffs.

vs.

TALK RADIO NETWORK
ENTERTAINMENT, INC., an Oregon
corporation, MARK MASTERS, an
individual, and Does 1 through 10, inclusive,

Defendants.

Case No.: 1:13-cv-06005-NLH-JS

**STIPULATION OF ALL
PARTIES TO ALLOW
PLAINTIFFS ASTERO, LLC
AND ANDREA TANTAROS TO
FILE SUR-REPLY TO
DEFENDANTS TALK RADIO
NETWORK ENTERTAINMENT
LLC AND MARK MASTERS'
REPLY TO PLAINTIFFS'
OPPOSITION TO MOTION TO
SET ASIDE DEFAULT**

**TO THE HONORABLE JOEL SCHNEIDER, ALL PARTIES AND THEIR
ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE that Defendant TALK RADIO NETWORK ENTERTAINMENT, INC., an Oregon corporation, (hereinafter referred to as “Defendant TALK RADIO,”) and Defendant MARK MASTERS, an individual, (hereinafter “Defendant MASTERS,”) on the one hand, and Plaintiff ASTERO LLC, a New Jersey limited liability company (hereinafter “Plaintiff ASTERO,”) and Plaintiff ANDREA TANTAROS, an individual (hereinafter “Plaintiff TANTAROS,”) on the other hand, by and through their counsel of record, do hereby stipulate as follows:

1. Defendants TALK RADIO and MASTERS filed their Motion to Set Aside Default in this case on February 20, 2014 (hereinafter “Defendants’ Motion”) [Docket Number 17.]

2. Plaintiffs ASTERO and TANTAROS filed their Opposition to Defendants' Motion on March 3, 2014 (hereinafter "Plaintiffs' Opposition") [Docket Number 19.]

3. Defendants filed a Reply to Plaintiffs' Opposition on March 10, 2014 (hereinafter "Defendants' Reply") [Docket Number 20.]

4. After meeting and conferring as to the need of Plaintiffs to file a sur-reply to Defendants' Reply, all parties, by and through their attorneys of record, stipulate and agree that Plaintiffs, subject to the courts' approval, may file a sur-reply to Defendants' Reply, and an application for leave of court to file that sur-reply on an *ex parte* basis, to address what Plaintiffs' perceive to be new legal and factual arguments made by Defendants for the first time on Reply.

1 Dated: April 11, 2014

TIMOTHY J. McILWAIN

3 /s/Timothy J. McIlwain

4 Timothy J. McIlwain, Esq.,
5 Christian S. Molnar, Esq.,
6 Attorneys for Plaintiffs ASTERO, LLC, a
7 New Jersey limited liability company and
8 ANDREA TANTAROS, an individual

9 Dated: April 11, 2014

Law Offices of Athan Tsimpedes

10 /s/ Athan Tsimpedes

11 Athan Tsimpedes, Esq.,
12 Attorneys for Defendant TALK RADIO
13 NETWORK ENTERTAINMENT, INC.,
14 an Oregon corporation, and MARK
15 MASTERS, an individual

[PROPOSED] ORDER

All parties having stipulated to allow Plaintiffs ASTERO, LLC, a New Jersey limited liability company and ANDREA TANTAROS, an individual, to file a sur-reply to Defendants' reply to Plaintiffs' Opposition to Motion to Set Aside Default, **it is hereby ORDERED, ADJUDGED AND DECREED** that Plaintiffs have leave to file their Sur-Reply. The deadline for filing said Sur-Reply shall be April ____, 2014.

Dated:

Honorable Joel Schneider
United States District Court Judge

CERTIFICATE OF SERVICE

I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, District of New Jersey, using the electronic case filing system of the court.

I hereby certify that on April 11, 2014, I caused:

**STIPULATION OF ALL PARTIES TO ALLOW PLAINTIFFS ASTERO, LLC
AND ANDREA TANTAROS TO FILE SUR-REPLY TO DEFENDANTS TALK
RADIO NETWORK ENTERTAINMENT LLC AND MARK MASTERS' REPLY
TO PLAINTIFFS' OPPOSITION TO MOTION TO SET ASIDE DEFAULT**

to be served by first class mail on:

*Athan Tsimpedes, Esq.,
TSIMPEDES LAW FIRM
1920 N. Street, NW, Suite 300
Washington, D.C. 20036*

I declare, under penalty of perjury under the laws of the United States of America that the foregoing is true and that I am employed in the office of a member of the Bar of this court at whose direction the service was made.

Executed this 11th day of April, 2014, at Los Angeles, California.

/s/ Ashley M. Hunt

Ashley M. Hunt

**STIPULATION OF ALL PARTIES TO ALLOW PLAINTIFFS ASTERO, LLC
AND ANDREA TANTAROS TO FILE SUR-REPLY**